

PC25547A
Transmittal Letter for Response to Restriction/Election
Requirement Under 35 U.S.C. 121 for Appln. No. 10/743,852



3-17-06

Certificate of Mailing (37 C.F.R. §1.10);

I hereby certify that this correspondence is being deposited with the United States Postal Service as Express Mail (EV 723989750 US) in an envelope addressed to: Mail Stop AMENDMENT Commissioner for Patents, PO Box 1450, Alexandria, VA 22313-1450 on this 15th day of March 2006.

s/

Christina M. Compelube

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:
Gogliotti et al.

Serial No.: 10/743,852

Confirmation No.: 9086

Filed: December 22, 2003

For: BENZOXAZINES AND DERIVATIVES
THEREOF AS THERAPEUTIC AGENTS

Group Art Unit: 1624

Examiner: Coleman, Brenda L.

Attorney Docket No.: PC25547A

Mail Stop AMENDMENT
Honorable Commissioner For Patents
P.O. Box 1450
Alexandria, VA 22313-1450

TRANSMITTAL LETTER

Transmitted herewith are the following documents:

- | | |
|---|------------------|
| 1. Response To Restriction/Election Requirement Under 35 U.S.C. 121 | 2 Pages; |
| 2. Return Postcard | 1 Postcard; and |
| 3. Total Fee Due | Deposit Account. |

Respectfully submitted,

Date: March 15, 2006

Galina Yakovleva

Galina M. Yakovleva, Ph.D.
Attorney For Applicants
Registration No. 47,192

Agouron Pharmaceuticals, Inc./A Pfizer Company
Patent Department
10777 Science Center Drive
San Diego, California 92121
Phone: (858) 622-6095
Fax: (858) 678-8233

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**RESPONSE TO RESTRICTION/ELECTION REQUIREMENT UNDER
35 U.S.C. 121**

This Election is responsive to the Office Action mailed February 15, 2006. The Office Action, in the form of a restriction requirement, set forth a one month period of time to reply. Accordingly, this Election is being submitted on its current due date of March 15, 2006.

In response to this Office Action, consideration of the following remarks is respectfully requested.

REMARKS

Restriction Requirement

Claims 1-23 stand restricted into 6 groups defined at pages 2-3 of the outstanding Office Action.

Applicants hereby elect Group I, Claims 1-23 drawn to the compounds, compositions and method of use of the compounds of formula I where p=0 and W is O.